

CITY OF DANA POINT

**CITY COUNCIL
REGULAR
MEETING**



**JUNE 11, 2003
5:00 P.M.**

AGENDA

Location: City Council Chamber, 33282 Golden Lantern, Suite 210, Dana Point, California 92629

Next City Council Ordinance No. 03-12

CALL TO ORDER

ROLL CALL OF CITY COUNCIL MEMBERS:

Russell Chilton, Council Member
James V. Lacy, Council Member
Wayne Rayfield, Council Member
Joe Snyder, Mayor Pro Tem
William L. Ossenmacher, Mayor

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, SIGNIFICANT EXPOSURE TO LITIGATION, Government Code § 54956.9 (b1), (1 case)
- B. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION, Government Code § 54956.9 (c), (2 cases)

RECESS OF CITY COUNCIL MEETING UNTIL 6:00 P.M.

RECONVENE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE: Council Member Lacy

INVOCATION

Offered by Mayor Pro Tem Snyder

INTRODUCTIONS

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and all will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the City

Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

At this time, the City Clerk will read the title(s) of the ordinance(s) listed herein except those that are removed for separate action, which will be read separately.

1. WAIVE THE READING OF ORDINANCES AND APPROVE READING BY TITLE ONLY

RECOMMENDED ACTION: That the City Council approve the reading by title only of all ordinances on the Consent Calendar and that further reading of such ordinances be waived.

2. REGULAR MEETING MINUTES, MAY 28, 2003

RECOMMENDED ACTION: That the City Council approve the minutes.

3. PLANNING COMMISSION MEETING MINUTES, MAY 21, 2003

RECOMMENDED ACTION: That the City Council receive and file.

4. PLANNING COMMISSION ACTIONS, MEETING OF JUNE 4, 2003

RECOMMENDED ACTION: That the City Council receive and file.

5. YOUTH BOARD MEETING MINUTES, MAY 1, 2003

RECOMMENDED ACTION: That the City Council receive and file.

6. YOUTH BOARD MEETING MINUTES, MAY 15, 2003

RECOMMENDED ACTION: That the City Council receive and file.

7. MEETING CALENDAR / COMMUNITY SPECIAL EVENTS CALENDAR

RECOMMENDED ACTION: That the City Council receive and file.

8. CITY TREASURER'S REPORT, APRIL 2003

RECOMMENDED ACTION: That the City Council receive and file the City Treasurer's Report for the month of April 2003.

9. CLAIMS AND DEMANDS

RECOMMENDED ACTION: That the City Council receive and file the Claims and Demands.

10. **AMENDMENT TO AGREEMENT BETWEEN ALL CITY MANAGEMENT SERVICES, INC. AND THE CITY OF DANA POINT FOR PROVIDING SCHOOL CROSSING GUARD SERVICES** [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION]

RECOMMENDED ACTION: That the City Council authorize the City Manager to approve the Amendment to Agreement between All City Management Services, Inc. and the City of Dana Point for providing School Crossing Guard Services for fiscal year 2003-2004.

11. **ADOPTION OF A CABLE TELEVISION ORDINANCE** [STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION]

RECOMMENDED ACTION: That the City Council adopt an ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA, RELATING TO FRANCHISES FOR CABLE COMMUNICATIONS SYSTEMS

12. **APPROVAL OF AGREEMENT FOR LANDSCAPE AND IRRIGATION RELATING TO PARKWAY MAINTENANCE AT VIA VERDE AND CAMINO CAPISTRANO FOR THE DEVELOPMENT OF TRACT 16133** [STRATEGIC PLAN: MAINTAIN, MODERNIZE AND BEAUTIFY THE CITY'S INFRASTRUCTURE AND NEIGHBORHOOD]

RECOMMENDED ACTION: That the City Council approve the agreement for landscape and irrigation maintenance in the public right-of-way at Via Verde and Camino Capistrano for the development of Tract 16133 in Capistrano Beach.

13. **ADOPTION OF RESOLUTION ACCEPTING AN IRREVOCABLE OFFER OF DEDICATION OF AN EASEMENT FOR PUBLIC RIGHT-OF-WAY PURPOSES AT 27501 VIA SARATOGA IN CAPISTRANO BEACH** [STRATEGIC PLAN: EVALUATE LAND USE ISSUES TO ENSURE THAT THE GOALS, POLICIES AND PROGRAMS OF THE GENERAL PLAN REFLECT THE COMMUNITY'S VISION AND MISSION]

RECOMMENDED ACTION: That the City Council adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT ACCEPTING AN IRREVOCABLE OFFER OF DEDICATION AT 27501 VIA SARATOGA IN CAPISTRANO BEACH

of an easement for public right-of-way purposes at 27501 Via Saratoga in Capistrano Beach.

14. **ADOPTION OF RESOLUTION APPROVING PARCEL MAP 2002-184 FOR PROPERTY LOCATED AT 34901 CALLE DEL SOL** [STRATEGIC PLAN: EVALUATE LAND USE ISSUES TO ENSURE THAT THE GOALS, POLICIES AND PROGRAMS OF THE GENERAL PLAN REFLECT THE COMMUNITY'S VISION AND MISSION]

RECOMMENDED ACTION: That the City Council adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANA POINT, CALIFORNIA,
APPROVING PARCEL MAP NO. 2002-184

for the property located at 34901 Calle del Sol.

PRESENTATIONS AND PROCLAMATIONS

CERTIFICATE OF RECOGNITION – JUDY SHADES

CERTIFICATE OF RECOGNITION – COLENE SCHWANDT

PUBLIC COMMENTS

Any person wishing to address the City Council during the Public Comments section or on an Agenda item is asked to complete a “Request to Speak” form available on the table at the side of the Council Chamber. The completed form is to be submitted to the City Clerk prior to the Agenda item being called by the Mayor and prior to the individual being heard by the City Council.

In order to conduct a timely meeting, there will be a three-minute time limit per person and an overall time limit of fifteen minutes for the Public Comments portion of the agenda. State law prohibits the City Council from taking action on a specific item unless it appears on the posted Agenda.

If anyone has handouts to distribute to the City Council, please follow proper decorum and hand them to the City Clerk. The City Clerk will see that they are distributed.

PUBLIC HEARINGS

15. [**PUBLIC HEARING FOR PRELIMINARY OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR FISCAL YEARS 2003-2004 AND 2004-2005**](#) [*STRATEGIC PLAN: ACHIEVE TOTAL EXCELLENCE IN MUNICIPAL SERVICES AND CITY ADMINISTRATION/PLANNING WITH EXCELLENT CUSTOMER SERVICE AND COST-EFFECTIVENESS*]

RECOMMENDED ACTION: That the City Council (1) conduct a Public Hearing to review the City of Dana Point Preliminary Operating and Capital Improvement Program Budgets for Fiscal Year 2003-2004 (“FY2004”) and Fiscal Year 2004-2005 (“FY2005”); (2) receive public input; (3) ask questions; and (4) continue the Public Hearing to June 25, 2003 for deliberation and consideration.

UNFINISHED BUSINESS

There is no Unfinished Business.

NEW BUSINESS

There is no New Business.

STAFF REPORTS

(City Manager Doug Chotkevys)

COUNCIL REPORTS

The City Council may discuss, act upon or seek consensus on matters described under Council Reports only if: They are agendized with a complete written report included; or, If an item arose subsequent to the posting of the agenda and the Council determines that an emergency exists. Non-agendized items may be presented as informational only.

(Mayor William L. Ossenmacher)

ADJOURNMENT

The next Regular Meeting of the City Council will be June 25, 2003 at 5:00 p.m. in the City Council Chamber located at 33282 Golden Lantern, Suite 210, Dana Point, California.

CERTIFICATION

I, SUSAN A. RAMOS, City Clerk of the City of Dana Point, do hereby certify that a copy of the foregoing Agenda was posted at Dana Point City Hall, the Dana Point Post Office, the Capistrano Beach Post Office and the Dana Point Library by Friday, June 6, 2003, at 5:00 p.m.

SUSAN A. RAMOS, CITY CLERK

DATE

Subscriptions to receive City Council Agendas on a regular basis are available through the City Clerk's Office. Agendas are also available on the City's website at www.danapoint.org.

PURSUANT TO THE AMERICANS WITH DISABILITIES ACT, PERSONS WITH A DISABILITY WHO REQUIRE A DISABILITY-RELATED MODIFICATION OR ACCOMMODATION IN ORDER TO PARTICIPATE IN A MEETING, INCLUDING AUXILIARY AIDS OR SERVICES, MANY REQUEST SUCH MODIFICATION OR ACCOMMODATION FROM THE CITY CLERK AT (949) 248-3500 (TELEPHONE) OR (949) 248-9920 (FACSIMILE). NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ASSURE ACCESSIBILITY TO THE MEETING.